

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 1328 of 1998

WITH

CRIMINAL MISC.AQPPPLICATION NO.1329 OF 1998

For Approval and Signature:

Hon'ble MR.JUSTICE A.K.TRIVEDI

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

DILIPBHAI DAYALBHAI TANDEL & ANR

Versus

STATE OF GUJARAT

DAMUBHAI GANDABHAI TANDEL

VS

STATE OF GUJARAT

Appearance:

MR JB PARDIWALA for Petitioners

PUBLIC PROSECUTOR for Respondent No. 1

CORAM : MR.JUSTICE A.K.TRIVEDI

Date of decision: 22/04/98

ORAL (COMMON)JUDGEMENT

1. Heard Mr.J.B.Pardiwala, Ld.advocate appearing for petitioners in both the matters. Both the above stated petitions are filed in respect to Cri.Reg.No.260/97 registered at Valsad Town PS and as such both petitions are heard together and disposed of by this common judgment. Rule. Ld.APP Mr.Gohil appears in both petitions on behalf of respondent-State and waives service of rule.

2. Parties have not pressed for reasoned order. Having regard to the facts and circumstances apparent from the material produced on record and in the context of submissions urged at Bar, petitioners in both the petitions are directed to be released on bail on their executing personal bond of Rs.5,000/- each with one surety for like amount to the satisfaction of the trial court and subject to following conditions that they shall:

(a) not to take undue advantage of his liberty or misuse his liberty;

(b) not to act in a manner injurious to the interest of the prosecution;

(c) maintain law and order;

(d) mark their presence before Valsad Town Police Station on every 1st and 15th day of each month during the currency of this order, any time between 9.00 a.m. and 2.00 p.m.;

(e) not leave the local limits of Village Kosamba for a period beyond three days without the prior permission of the Sessions Judge at Valsad;

(f) furnish the address of their residence at the time of execution of the bond and shall not change his their residence without prior permission of this Court;

If breach of any of the above conditions is committed, the Sessions Judge at Valsad will be free to issue warrant or take appropriate action in the matter. Rule in each petition is made absolute. No costs. DS permitted.

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